IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

MONDAY, THE 4TH JUNE 2007 / 14TH JYAISHTA 1929

Cont.Case(C).No.589 of 2007(S)

ARISING FROM THE ORDER DATED 22.01.2007 IN I.A.NO.34 OF 2007
IN W.A.NO..2081/1998.

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PETITIONER:-

G.RAJENDRAN, AGED 57 YEARS,
S/O.GANGADHARAN, MANAGING DIRECTOR,
GANGALAKSHMY PHARMACEUTICALS (P) LTD.,
KILIMANOOR - 695 011, THIRUVANANTHAPURAM.

BY ADV. SRI.V.GIRI

RESPONDENTS: RESPONDENTS:-

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1. DR.V.M.GOPALA MENON, AGE NOT KNOWN,
FATHER'S NAME NOT KNOWN TO THE PETITIONER,
MG. DIRECTOR, KERALA FINANCIAL CORPORATION,
H.O.VELLAYAMBALAM, THIRUVANANTHAPURAM.

2. FRANCIS GOMES, AGE NOT KNOWN, FATHER'S
NAME NOT KNOWN TO THE PETITIONER, THE DISTRICT MANAGER,
KERALA FINANCIAL CORPORATION,
VELLAYAMBALAM - 695 001

R1 & R2 BY STANDING COUNSEL SRI.V.B.UNNIRAJ.

BY ADV. SRI.PURUSHOTHAMAN

THIS CONTEMPT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 04/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.Dattu,C.J. & K.T.Sankaran,J.

Cont.Case (C).No.589 of 2007

Dated, this the 4th day of June, 2007

JUDGMENT

H.L.Dattu,C.J.

The appellant in W.A.No.2081 of 1998 is before us in this contempt petition. It is the grievance of the complainant that though a positive direction is issued by this Court while disposing of I.A.No.34 of 2007, the respondents have not complied with the aforesaid directions. It is stated that the action of the respondents is not only contemptuous, but also bring down the prestige of this institution.

2. The foundation for the aforesaid allegation is the orders passed by this Court on I.A.No.34 of 2007 dated 22.01.2007. Since that order has been recalled by this Court by allowing the review petition filed by the Kerala Financial Corporation, the petitioner now cannot allege that the respondents have deliberately or wilfully disobeyed the orders passed by this Court while disposing of I.A.No.34 of 2007.

In view of the above, the contempt proceedings requires to be dropped and it is dropped. Ordered accordingly.

H.L.Dattu
Chief Justice

K.T.Sankaran
Judge

vku/-